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UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

ERIK BARGER, an individual and
KIMBERLY McCOY, an individual, on
behalf of themselves and all others similarly
situated

Plaintiffs,

v.

EMC MORTGAGE CORPORATION;
JPMORGAN CHASE BANK, N.A.; and
JPMORGAN CHASE BANK, N.A., as trustee;

Defendants.

CASE NO.: 3:10-cv-01152-SI

The Honorable Susan Illston

~~PROPOSED~~ ORDER DISMISSING
ACTION

IT IS HEREBY ORDERED that this case is dismissed.

Plaintiffs' claims are dismissed with prejudice, and the claims of the putative class are
dismissed without prejudice and without notice

Dated: December 8, 2011



SUSAN ILLSTON
United States District Court